

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEBRASKA

UNION PACIFIC RAILROAD COMPANY, ) 8:06CV739  
A Delaware Corporation and )  
MINER ENTERPRISES, INC., A )  
Delaware Corporation, )  
 )  
Plaintiffs, ) ORDER  
 )  
vs. )  
 )  
HERZOG CONTRACTING, CORP., )  
a Missouri Corporation, )  
 )  
Defendant. )  
 )

This matter is before the Court after receipt of the report of parties' planning conference (Filing No. 36).

IT IS ORDERED that a scheduling conference with the undersigned will be held on:

Thursday, April 19, 2007 at 9:00 a.m.

in Suite 3190, Roman L. Hruska U.S. Courthouse, 111 South 18<sup>th</sup> Plaza, **OMAHA**, Nebraska, to establish a final progression order for this case. The parties may participate by telephone by notifying Judge Strom's office prior to said date.

DATED this 9<sup>th</sup> day of April, 2007.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge  
United States District Court